Secrt. H-27—60,004—17-11-48

Rev (1948) Department.

Ms. SERIES

G.O. NO. 769

Dated 24.3.1949

[Despatch Abstract.]

Encroachment – Land – (Bellary) –
Harijan Sevak and Town – Sub
Collectors Bungalow – Tombs and
Cemeteries maintained construction
and repairs by Muslims Outsiders
Failure to take action – Papers
Recorded

Confdl

D.O.No.2221-F/48-1 d/ಽ. ೪ ೨೪೮ Revenue Department.

Encroachment - Land - (Bellary) - Hospet taluk and Town - Sub Collector's bungalow - Tombs and cemeteries Unauthorised repairs - Attempt by Muslims
From the Collector of Bellary, D.O. dated 31-12-1947.

I am to forward herewith a copy of the D.O. cited above together with a copy of the report of the R.D.O., Hospet referred to therein. ~~It is understood that~~ although the practice was for Muslims to offer prayer at a tomb in the compound of the Sub Collector's bungalow in a quite unobtrusive way, ~~they~~ had no right of property.

The Govt. are advised that the repairs to the tomb by Muslims were carried out during the period of the occupancy of the bunglow by 2 Muslim Rev.Divisional Officers apparently with their implied consent and knowledge. It has been suggested that the explanation of one of the R.D.O. concerned Janab Syed Abdul Ahed Sahib should be obtained and action taken against ~~him~~ for abuse of authority. The other

R.B.O. Riazuddin Ahamed Sahib., I.C.S. has since been transferred to Pakistan and no action need therefore be taken against him now. I am to ask for the views of the Board of Revenue on the suggestions above.

Y.S.

29.1.48

P.M.Jayaraman, Esq.,
I.C.S.,
Secy., Bd. of Rev.

(with Copies of D.O and report of R.D.O on pp 1-4 (2 sets)

29.1.48

Secret
D.O.

Collector's Office,
Bellary, dated 31.12.47.

CMOS? 5.1.48.

Dear Sir Ramunni Menon,

Tombs- and Cemetries- Hospet taluk and town- unauthorised repairs- attempt by Muslims- report.

Ref: Secret D.O.No.R.C.9062/47 G dated 25.12.47 from the Revenue Divl.Officer, Hospet.

I am enclosing herewith a copy of the report I received from the Revenue Divl.Officer Hospet. There were some old and ruined tombs in the compound of the Sub Collector's Bungalow at Hospet. These were got repaired by local muslims when there were two Muslim Revenue Divl.Officers. As soon as I came to know about it I stopped further repairs and I have also persuaded the occupant, i.e., Peer Zada Syed Kasim Sahib, to leave the place. I am issuing instructions to the Revenue Divl.Officer Hospet not to permit any permanent occupation of the building.

Pub (Bldg) Dept.

Yours Sincerely,

P.W.D. U.O.

To

K.Ramunni Menon, Esq., Bar-at-law; C.I.E., I.C.S.,
Chief Secretary to Government,
Fort St.George, Madras.

Copy of Secret.D.O.R.C.No.9062/47 G.dated 25.12.47 from the Revenue Divisional Officer, Hospet to the Collector Bellary.

Tombs and Cemetries- Hospet taluk and Town- unauthorised repairs- attempt by Muslims- report submitted.
Ref: Your Secret D.O.No. Nil dated 21.11.47

To the west of the residential building within the compound of the Sub Collector's Bungabw there is an old tomb with a rough stone platform allround, called the tomb of Ganzai Shaheed. The local Muslims are said to have performed "Urus" (a religious function) bear this tomb near once a year in the recent years, when the bungalow was occupied mostly by Muslim Officers. The records available in this office show, that permission either to erect sheds or to perform Urus and daily offering of prayers near the tomb was refused by the Collector in his D.Dis. No. 4974/37 dated 19.11.37, and in G.O.Mis.908 Rev.dated 13.5.27 a permission to raise a wall round the tomb and carry out repairs and improvements to tomb was also refused by the Government.

Taking advantage of the presence of a Muslim Officer, Mr. Riazuddin Ahamed, the then Sub Collector, one Peer Zada Syed Kasim Sahib, an outsider occupied the old delapidated building to the south-east of the residence of the Sub Collector, which I am told was once occupied by the Sub Collector's Office when it was in good condition. He dismantled a stone wall on the eastern side and began to construct tombs etc., within the four walls of the old building. Day by day his activities seem to have increased suruptitiously under a religious tinge

He is said to have cleverly managed to make the improvements and construct the tomb by avoiding the view of the communities other than Muslims by assembling Gosha ladies around the building on some pretext on the other and thus making it impossible to the other community people to have a look at it.

During the short period of Mr. M.Kariappa, successor of Mr.Riazuddin Ahmed, the activities of this man are said to have continued stealthily and in an attenuated form, ofcourse with his usual guard of his community Gosha ladies. As usual the gathering of Muslim ladies every day at this monument continued. Frequent coming and going of carts and jatkas with screens, attracted the public attention. Just at this time the activities in border state also were reported. The public of other communities began to view the activities of this man at this lonely place with suspicion. At this juncture there was again a change in the personnel of the Revenue Divl. Officer and Sri M.Kariappa was succeeded by Janab Syed Abdul Ahed Sahib. This change gave a fresh momentum to the activities of the Peer Zada Saheb. He completed the construction of three tombs within the walls of the old building, erected pendals, performed the urus in the pandal, which had hitherto been held near the old tomb, with great pomp accompanied with the customary drum beating and singing of Muslim community during such festive occasions. He settled himself with his family in the pendal and lived in it. He also began to construct pucca stone walls on the southern verandah of the old building with a view to construct residential quarters for his family. He began to erect walls on the western side of the old tombs. This seems to have gone on un-objected so long as the Muslim Officer was residing in the Bungalow. The Muslim Officer was transferred and Sri G.S.N.Murthy came as Revenue Divl.Officer in his place.

By this time the person had already established himself with his family in the old building with the newly constructed tombs. To make himself sure and to establish a right over the place he had occupied, he put in two applications to the Revenue Divl.Officer, one requesting the supply of Electric light to his pendal and the other to permit him to take the usufruct of the tamarind grove in the bungalow compound for the up-keep of the Durgas. The public of the town also at the same time made personal representations to the Rev,Divl.Officer regarding their apprehensions.

The Revenue Divl.Officer, on hearing the public complaint, addressed the Public Works Department and the local police to take diate action to stop the construction by the occupant and to evict The Dy.Superintendent of Police, Hospet sent for the person and dir

him to leave the place. When I took charge, I still found the person living within the premises with his family. I warned him that if he did not quit the place immediately, I would be forced to take severe action against him. Thereupon he quitted the place bag and baggage leaving the tombs and the partly constructed walls. After he had left the place, I issued strict orders that none should be allowed to enter the compound and perform any "Fatia" near the tombs without my specific permission. From that time no muslim enters the premises to perform any religious function at the new or old tombs.

The estimated cost of the improvement carried out to the old building and to the tomb is roughly Rs200/- (Two hundred only). There is nothing on record in this office to show that any permission was granted to him to carry out repairs.

Confidential

D.O.B.1360/48

Board of Revenue, Madras
Dated the 6th May 1948.

My dear Rao,

Subject.- Encroachment - Land - (Bellary) - Hospet taluk and town - Sub Collector's bungalow - Tombs and cemeteries - Unauthorised repairs - Attempt by Muslims Report - Submitted.

Refce.- Your D.O. No.2221-F/48 dated 29-4-48.

I submit herewith a copy of report received from the Collector, Bellary. From the report it is seen that it was during the time of Messrs. Riazuddin Ahmed, I.C.S., and S.A. Ahed, who were in charge of the division of Hospet, that the activities of outsiders increased. Mr. Riazuddin Ahmed, I.C.S., is now in Pakistan Government. The Board has therefore asked the Collector, Bellary to frame a charge against Mr. S.A. Ahed asking him to show cause against reduction to his permanent post as Tahsildar for his failure to check the unauthorised occupation and use of Government property in the Sub Collector's bungalow, Hospet by outsiders. I am to state that a final report will be submitted to Government soon after the explanation of Mr. S.A. Ahed is received and considered.

Yours sincerely,

To

V.K. Rao Esq., I.C.S.,
Dy.Secretary to Government,
Revenue Department
with enclosures.

P.T.O.,

Copy of letter from K.N. Anantaraman Esq., I.C.S., Collector and District Magistrate, Bellary, No. Strictly Confidential Rc.664/48-E1 dated 21-3-1948:-

Subject.- Encroachment - Land - (Bellary) - Hospet taluk and town - Sub Collector's bungalow - Tombs and cemeteries - Unauthorised repairs by Muslims.

Refce.- Board's Confdl. Ref.B.1360/48-1 C dated 16-2-1948.

I submit herewith a copy of the report of the Revenue Divisional Officer, Hospet in the matter together with a sketch in duplicate.

2. The encroachment is an unauthorised one and has not been permitted by anybody.

3. From the Revenue Divisional Officer's report it is seen that the activities of the occupant increased during the time of Mr. Riazuddin Ahmed and Mr. Syed Abdul Ahed, who were in charge of the division for some time. The Revenue Divisional Officer says that further repairs and construction have been stopped and that no Muslim (outsider) is allowed to enter the premises. I have also inspected the tombs.

/True copy/

8/V/48

Secretary.

v.c/6.5.

Copy of D.O. Rc.9062/47. G(Secret) dated 25th December,1947 from the Revenue Divisional Officer, Hospet.

Sub:- Tombs and Cemetries - Hospet Taluk and Town - unauthorised repairs attempt by Muslims - report submitted.
Ref:- Your Secret D.O. No. Nil dated 21-11-1947.

To the west of the residential building within the compound of the Sub Collector's bungalow there is an old tomb with a rough stone platform alround called the tomb of Ganzai Shaheed. The local Muslims are said to have performed a 'URUS' (a religious function) near the tomb once a year in the recent years when the bungalow was occupied mostly by Muslim Officers. The records available in this office show, that permission either to erect sheds or to perform Urus and daily offerings of prayers near the tomb was refused by the Collector in his D.Dis.4974/37 dated 19-11-37, and in G.O. Mis 908 Rev. dated 13-5-27, permission to raise a wall round the tomb and carry out repairs and improvements to tomb was also refused by the Government.

2 Taking advantage of the presence of a Muslim Officer, Riazuddin Ahmed, the then Sub Collector, one Peer Zada Syed Kasim Sahib, an outsider occupied the old delapidated building to the south west of the residence of the Sub Collector, which I am told was once occupied by the Sub Collector's Office, when it was in good condition. He dismantled a stone wall on the eastern side and began to construct tombs etc., within the four walls of the old buildings. Day by day his activities seem to have increased suruptitiously under a religious tinge.

3 He is said to have cleverly managed to make the improvements and constructed the tomb by avoiding the view of the communities other than Muslims by assembling Gosha ladies around the building on some pretext or the other and thus making it impossible to the other community people to have a look at it.

4 During the short period of Mr. M.Kariappa, the successor of Mr. Reazuddin Ahmmed, activities of this man are said to have continued stealthily and in an attenuated form of course with his usual guard of his community Gosha ladies. As usual the gathering of muslim ladies every day at this monument continued. Frequent coming and going of carts and jatkas with screens, attracted the public attention. Just at this time the activities in border state also were reported. The public of other communities began to view the activities of this man at this lonely place with suspicion. At this juncture there was again a chance in the personnel of the Revenue Divisional Officer and Sri.M. Kariappa was succeeded by Janab Syed Abdul Ahed Sahib. This change gave a fresh momentum to the activities of the Peer Zada Saheb. He completed the construction of three tombs within the walls of the old building, erected pendals, performed the urus in the pendal, which had hitherto been held near the old tomb with great pomp accompanied with the customary drum beating and singing of Muslim Community during such Festive Occasions. He settled himself with his family in the pendal and lived in it . He also began to construct pucca stone walls on the southern varandah of the building with a view to construct residential quarters for his family. He began to erect walls on the western side of the old tombs. This seems to have gone on unobjected so long as the muslim Officer was residing in the Bungalow. The Muslim Officer was transferred and Sri. G.S.N. Rama Moorty came as Revenue Divisional Officer in his place.

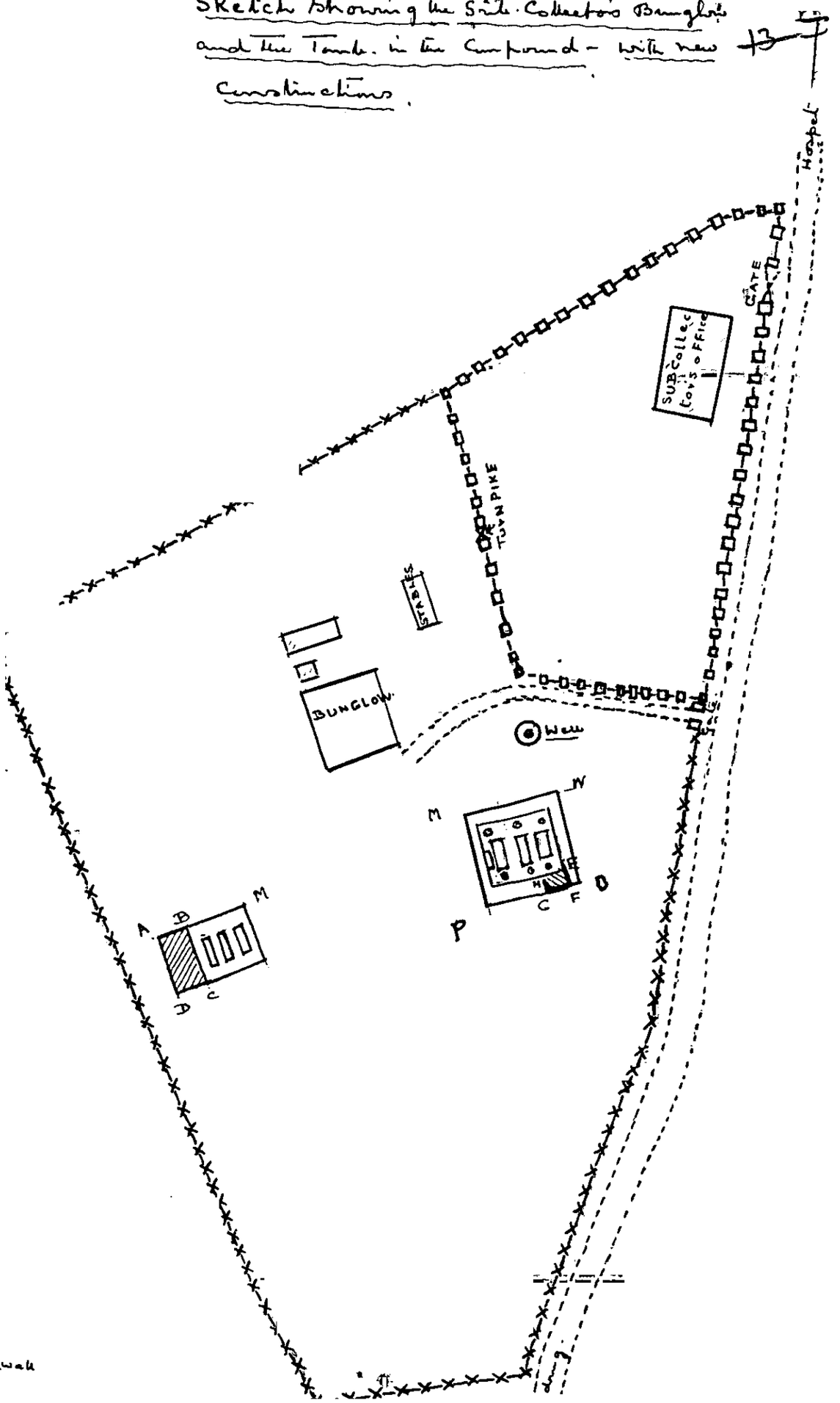
5 By this time the person had already established himself with his family in the old building with the newly constructed tombs. To make himself sure and to establish a right over the place he had occupied, he put in two applications to the Revenue Divisional Officer, one requesting the supply of Electric light to his pendal and the other to permit him to take the usufruct the tamarind grove in the bungalow compound for the upkeep of Durgas. The public of the Town also at the same time made per representations to the Revenue Divisional Officer regarding t apprehensions.

6. The Revenue Divisional Officer, on hearing the public complaint addressed the Public Works Department and the local Police to take immediate action to stop the construction by the occupant to evict him. The Dy.Superintendent of Police Hospet sent for the person and directed him to leave the place When I took charge, I still found the person living within the premises with his family. I warned him that if he did not quit the place immediately, I would be forced to take severe action against him. Thereupon, he quitted the place with bag and baggage leaving the tombs and the partly constructed walls. After he had left the place, I issued strict orders that none should be allowed to enter the compound and perform any 'Fatia' near the tombs without my specific permission. From that time no muslim enteres the premises to perform any religious function to the new or old tombs

A rough estimate of the improvement carried out to the old building and to the tomb is enclosed. There is nothing on record in this office to show that my any permission was granted to him to carry out repairs.

/true copy/

Sketch showing the Sub. Collector's Bungalow and the Tanks in the Compound – with new Constructions.



Fencing
Compoundwall
Road.

Portions marked in red ink are new constructions.

A B C D. walls under Construction to form a room.

E F G H — do —.

Newly Constructed in the form of Tanks on the ope...

Confidential
D.O. No.D.3682/48 (C)

Board of Revenue, Madras.
Dated 26th January 1949.

My dear Venkateswara Ayyar,

Subject.- Encroachment - Land - Hospet taluk and town - Sub Collector's bungalow - Tombs and cemeteries - Unauthorised repairs by Muslims - Report.

Ref.- Your D.O. No. 2221-F/48-1 dated 9-2-1948 and my D.O. reply dated 8-5-1948.

In continuation of my D.O. cited above, I am to report as follows:-

As stated in the d.o. Syed Abdul Ahed who was Revenue Divisional Officer, Hospet during the period 6-10-1946 to 29-10-46 was asked to show cause against reversion as Tahsildar for his share of the responsibility in having allowed the encroachments. On a consideration of his representation the Board also called on his predecessor in office M. Kariappa and his successor, G.S.N. Ramamurthy to explain their failure to take action against the encroacher. I am to enclose explanations submitted by the two officers together with copies of the Collector's reports in the matter and also the other records of enquiry including a sketch of the locality.

Normally a Deputy Collector or Sub Collector must be taken to be aware of what is going on in the compound of his own house. He should make enquiries about any encroachments in his compound but this must depend on

(a) the size of the compound, and

(b) the size of the encroachment.

From the sketch enclosed, it may be seen that the encroachments in question viz. the tombs and the room were constructed inside a mosque which is situated within the bungalow compound and which is enclosed by a wall twenty feet high and surrounded by trees. In view of this, the Board considers that it would be unfair to hold M. Kariappa and Syed Abdul Ahed responsible. I am to state that the real culprit was Riazuddin Ahed, I.C.S., who appears to have encouraged the Peerzada in his nefarious activities, but as he is no longer in service, the Board considers that nothing can be done.

Yours sincerely,

To

G. Venkateswara Ayyar Esq., I.C.S.,
Secretary to Government,
Revenue Department

Encls:- (i) Copies of letters
(ii) enclosures in original
(iii) sketch in original.

13

Enclosures

Copy of letter from K.N. Anantharaman Esq., I.C.S., Collector of Bellary, No. L.Dis. Ref.664/48-A4 dated 20-7-1948:-

Subject.- Encroachments - Land - Bellary district - Hospet taluk and town - Sub Collector's bungalow - Tombs and cemeteries - Unauthorised construction and repairs by Muslim outsiders not checked by Syed Abdul Ahed Sahib (Mr.) the then Revenue Divisional Officer, Hospect and present District Supply Officer, Chittoor - Charges framed - Explanation - Remarks submitted.

Refce.- 1. Board's Confdl. Ref.No.D.3682/48-2 (C) dated 22-4-48.
2. This office Rc.No.664/48-A4 (Confdl.) dated 28-4-48.
3. Explanation No. Nil dated 29-6-1948 from Mr. Syed Abdul Ahed Sahib, D.S.O. Chittoor
4. Board's D.O. dated 10-7-1948.

I invite kind attention to Board's Reference No. I cited above. At the direction of the Board, charges were framed against Mr. Syed Abdul Ahed Sahib, formerly Revenue Divisional Officer, Hospet and the present District Supply Officer, Chittoor, against reduction in his permanent post as Tahsildar to show cause in writing for his failure to check the unauthorised occupation and the use of Government property in the Sub Collector's bungalow, Hospet by Muslim outsider - Peer Zada Syed Khassim Sahib and his family, during the period he was the Revenue Divisional Officer, Hospet.

In his explanation dated 29-6-48, the Ex Revenue Divisional Officer states that the encroacher occupied the building during the time of Mr. Riazuddin Ahmed and that the tombs were completed long before he took charge of the division and that the allegation that they were allowed to be completed by him is without basis and natural course of events. He definitely remembers that no pendal was erected during his period and that he did not permit the encroacher to occupy any pendal with his family. He also adds that the southern wall was not constructed in his time.

He further pleads that he was in charge of Hospet division for 24 days only, out of which he was in camp for a major portion of his stay i.e. for 13 days. Even during the rest of the period, he was confronted with major problems of food scarcity and the tour of the Hon'ble Minister etc. He was held responsible for procurement and statutory rationing of Hospet town. He had to rush to rural parts to get supplies of food grains from week to week. He finally states that even his successor, Sri G.S.N.Rama Murthi took notice of the unauthorised occupation only on the assertion of certain rights by the encroacher himself and the representations made by the Public of Hospet.

He therefore explains that in the above circumstances he neither allowed these things to continue either actively or by neglect and that neither his subordinates nor the public of Hospet took these things to his notice during his short stay as Revenue Divisional Officer, Hospet.

The chief points in his explanation are that he knowingly did not permit the unauthorised occupation by the Fakir and allowed him to complete the wall and the tombs during the period of his short stay, and that these things were going on from the past six months, and were brought to light only during his successor's time only when the encroacher himself tried to assert of certain rights. But it is rather difficult to follow the version of the Ex Revenue Divisional Officer, Hospet that he knew nothing at all when a large number of visitors were going in and coming out of the compound where he took his residence. He ought to have made local enquiries as to whether this is usual. No Sub Collector's compound is usually trespassed into. The Revenue Divisional Officer ought to be making enquiries as to whether it was usual for such large number of people to visit the place and if so, under what authority. He has failed to do this during the period he worked as Revenue Divisional Officer, Hospet.

The served copy of the memo of charge, the questionnaire form duly filled in by Mr. S.A. Ahed Sahib, and his explanation dated 29-6-1948 and his letter dated 17-5-1948 are all enclosed. He requests that an oral enquiry might be held in his presence.

/True copy/

Secretary.

v.c/27.1.

Copy of letter from K.N. Anantaraman Esq., I.C.S., Collector of Bellary, No. Confdl. D.Dis.8674/48-A4 dated 11-11-1948:-

Subject.- Encroachment - Land - (Bellary) - Hospet taluk and town - Sub Collector's bungalow - Unauthorised encroachments by Muslims Failure to check - Explanations of Sri M. Kariappa and Sri G.S.N.Ramamurthy - Submitted.

Refce.- 1. Board's Ref.D.3682/48-3 (Confdl.) dated 26-8-194[redacted] and dated 13-10-48.
2. Hospet Revenue Divisional Officer's D.O. letter dated 9-9-1948.

I submit herewith the explanations of Sri M.Kariappa and Sri G.S.N. Ramamurthy, formerly Deputy Collectors in Hospet division. I also submit the report of the Revenue Divisional Officer, Hospet and the record of enquiry made by him regarding approximate time when the encroachment and other things took place in the compound of the Sub Collector's bungalow at Hospet.

Sri M. Kariappa was Revenue Divisional Officer, Hospet for a short period from 15-8-47 to 6-10-47. He states that during his short period of stay, he was mostly in camp attending to procurement work. He adds that once or twice when he was at Headquarters, he noticed some Muslims trespassing into his compound and immediately instructed the peons not to allow anybody to trespass into bungalow compound. He further states that his instructions had the effect of stopping the Muslims from entering the compound and thus there was no activity during his time.

Sri G.S.N. Rama Murthy explains that he remembers to have initiated action earlier than the receipt of public complaint and prior to the receipt of application for extension of electricity and usufruct of trees. He states that he stayed at Hospet only for a short period from 29-10-1947 to 9-11-47 and during that period he had to move about briskly in his division. He did not occupy the building immediately on taking charge from Mr. S.A. Ahed Sahib as the latter had occupied the building for some more days till he left for Chittoor. He further says that he sent for Pirzada immediately after occupying the bungalow and instructed him to vacate the compound. As he was evading to do so, the Revenue Divisional Officer sent for him a second time and warned him in the presence of the Deputy Superintendent of Police, Hospet to quit the place immediately. This, he did prior to his leaving the office. Hence he contends that he took prompt action in the matter.

The Revenue Divisional Officer, Hospet after enquiring the peons who attended the bungalow during the time from 10-5-1947 to 9-11-47 reported that Mr. Riazuddin Ahmed I.C.S., the then Sub Collector, Hospet gave oral permission to the local Muslims to worship the old tombs situated in compound of the bungalow and the construction of the three tombs was begun when Mr. Kariappa was Revenue Divisional Officer, Hospet. They were completed during the time of Mr. Ahed Sahib and "Urs" was also held within five or six days after the completion during the time of Mr. Ahed Sahib. Both the peons whom the Revenue Divisional Officer enquired have stated that the construction was begun in the month of October 1947 and completed in the month of November 1947 but they have not given the exact dates of commencement and completion. They have also spoken that a pendal was erected and 'Urs' held during the time of Mr. Ahed Sahib only. The village officers and the revenue subordinates could not notice the encroachments as they were not visiting the bungalow frequently. They took action to book the encroachment when the Revenue Divisionnal Officer, issued a notice to the squatter in November 1947 to dismantle the construction. The default on the part of the village officers and the Revenue Inspector may not be viewed seriously as they cannot be held chiefly responsible for the unauthorised occupation in the compound of the premises where the Revenue Divisional Officer resides.

In my opinion Mr. Riazuddin Ahmed was chiefly responsible for the unauthorized occupation as he gave permission to local Muslims to enter the compound and do worship at the old tombs. They carried on this under the guise of religious worship without any interference. This went on unnoticed by the other people as they could not enter the compound as the women folk of Mr. Riazuddin Ahmed were Gosha. The construction and worship might have been carried stealthily during the time of Mr.Kariappa and he might have failed to notice it andto take prompt action as he was mostly in camp during his short period of stay. But when his successor, Mr. Ahed Sahib, a Muslim officer, took charge of the division, his presence might have given an impetus to the local Muslims to carry on their activities unabated. It seems to be a fact that 'Urs', a religious function at the tombs, was held during the time of Mr. Ahed Sahib only and this roused the other section of the public at Hospet to agitate. When Mr. Rama Murthy took charge, he put a stop to these activities to some extent and later on, the squatter, Peerzada, made his escape from the place, before a notice could be served on him under the Land Encroachment Act.

/True copy/

Secretary.

v.c/27.1:

Copy of letter from K.N. Anantaraman Esq., I.C.S., Collector of Bellary, No. Ref.C.12016/48 Confdl. dated 26-12-1948:-

Subject.- Encroachment - Land - Hospet taluk and town - Sub Collector's bungalow - Tombs and cemeteries - Unauthorised repairs by Muslims.

I inspected the Sub Collector's bungalow and also the tombs etc. in the compound and submit herewith a sketch drawn to scale showing the bungalow, the tombs and the mosque. I have also marked therein all the trees. There were two new constructions as mentioned below:-

(1) Three tombs constructed inside the Mazed and a little room put up on one side of the Mazeed i.e., the shaded portion shown in the sketch.

(2) Repairs to Darga.

I entered the compound from the office through the foot-path from East to West and I could not easily see the tombs inside the Mazeed and also the rooms on the southern side which has now been demolished because the mosque is surrounded by walls about 20 feet high and also by trees.

The Darga on the other hand to which repairs have been done by constructing a platform is visible if viewed carefully though it is also surrounded by walls.

2. Mr. Riazuddin Ahmed, Sub Collector, Hospet was primarily responsible for the developments in the construction of tombs etc. as he gave oral permission to the local Muslims to enter the compound and worship the tombs. Taking advantage of this permission Peer Zada Syed Khasim dismantled the stone wall began constructing tombs and carrying out repairs to the Darga. The Hindu officer Mr. Kariappa who succeeded Mr. Riazuddin Ahmad could not, without wounding the religious feelings of Muslims, stop the construction when it was going on. He might not have been aware of any previous order prohibiting such construction.

The presence of another Muslim officer Mr. Ahed Sahib who succeeded Mr. Kariappa encouraged the Muslims to complete the construction, erect pendals and perform "urs".

Mr. G.S.N. Rama Murthy stayed for a very short period and it was he who took immediate action to report the matter to the P.W.D. authorities and the Police.

3. As I already explained in paragraph 1 above it is not so easy to catch the eye of any resident of the bungalow walking in the compound. The tombs are not easily visible due to the obstruction by the trees surrounding them and also of the walls which are 20 feet high. The dimensions of the bungalow, mosque and darga are given in the sketch enclosed. The shaded portion in the sketch represents, three tombs and the portion constructed for dwelling which has since been dismantled.

/True copy/

Secretary.

v.c/27.1

R.C.No. 664/48 A.4. Confdl

Bellary Collector's office,
dated 28-4-1948.

Sub:- ENCROACHMENTS - Land - Hospet Taluk and Town - Sub-collector's Bungalow - tombs and Cemeteries - unauthorised construction and repairs by Muslim outsiders - Not checked by Syed Abdul Ahad Sahib (Mr) the then Revenue Divisional Offocer - Hospet charges framed - explanation - called for.

Read:- Board's Confdl. Ref.No.D. 3682/48-2 (c) dated 22-4-48

The following charge is framed against Mr. Syed Abdul Ahed Sahib formerly Revenue Divisional Officer, Hospet and now District Supply Officer Chittoor.

That during the period he was the Revenue Divisional Officer Hospet i.e. from 6-10-47 to 29-10-47, he allowed one Peer zada Syed Khassim Sahib a Muslim outsider to occupy the old dilapidated building to the South-east of the Sub-collector's residence, to complete the construction of 3 tombs within the four wells of the building, to erect pendals, perform the Urus in the Pendal and allowed him to settle with his family and live in it. He also allowed the Muslim outsider to construct Pucca stone walls on the Southern Verandah of the building with a view to construct residential quarters for his family. Himself being a Muslim officer, he allowed this large scale repairs and constructions to go on unchecked till it was checked by Sri.G.S.N.Rama Murthi, who succeeded him as Revenue Divisional Officer, Hospet.

In Collector's D.Dis. 4974/37 dated 19-11-37 permission either to erect sheds or to perform 'Urus' and daily offerings of prayers near the tomb was refused. Earlier than that, in G.O.Mis. 908 Rev. dated 13-5-27, permission to raise a wall round the tomb and carry out repairs and improvements to it was also refused by the Government.

He as Revenue Divisional Officer, Hospet, did not take ~~pains~~ pains to look into the previous records on the subject, and has failed to check the unauthorised occupation and use of Government property by outsiders without proper permission inspite of the prohibitory orders, which, if not checked in time, might have resulted in grave ~~consequences~~ communal disturbances

His attention is drawn to Rule 15 (b) of the Civil Service (Classification Control and Appeal) Rules, and he is directed to show cause in writing within one week from the date of receipt of this memo of charges why he should not be reduced in his permanent post as Tahsildar for his failure to check the unauthorised occupation and the use of Government property in the Sub Collector's bungalow - Hospet by Muslim outsider Peer Zada Syed Khassim Sahib and his family during the period he was the Revenue Divisional officer, Hospet.

If he fails to submit his explanation within the prescribed time, it will be presumed that he has no explanation to offer and orders will be passed on the material available. He is requested to fill in the enclosed questionnaire form and to resubmit it along with his explanation.

COLLECTOR.

MMB. 28.4.

Encl.
Questionnaire form in duplicate.

Forwarded to Mr.S.A.Ahed Saheb Bahdr.B.A Dt.Supply.Officer,Chittoor, for favour of acknowledgment and return of duplicate.

To
Mr. S.A. Ahed Sahib Bahadur, B.A
District Suffly Officer, Chittoor

COLLECTOR,
Chittoor.

Received duplicate
S.A. Ahuja
11.5.48

Resubmitted after receiving copy
S. A. Ahuja
11.5.48
D.S.O

Returned to Council Bellary
for issue.
12/5/48.

Yes. Kind attention is invited to the enclosed letter.

I request that an ora enquiry may be held in my presence.

(1) ~~Yes.~~ (2) On all the points of charge.

The names of witnesses whose examination in any enquiry already held led to the present charge have not been given. I am not therefore in a position to give the names of witnesses to be examined on my behalf. The names of witnesses will be furnished by me, on receipt of the records referred to to in the enclosed letter.

From

Janab S.A.Ahed Sahib B.A.,
District Supply Officer,
Chittoor.

To

The Collector,
Bellary.

Respected Sir,

Sub:- ENCROACHMENT - Land - Hospet taluk and town - Sub Collector's bungalow - Tombs and Cemeteries - Unauthorised construction and repairs by Muslim outsiders etc

Ref:- Your R.C.No.664/48 A.4.Confdl. dated 28-4-48.

I respectfully submit that I am not able to sumit my written exp nation for the following reasons.

I was at Hospet only for 24 days as R.D.O. Hospet. I was on tou during half of that period or even more. I do not have my diary for that period with me. I have called for a copy of it from the R.D.O. Hospet and have requested you for time till 25-5-48 in my letter dated 14-5-48.

It is now nearly 7 months since I left the place, and I do not know on what material the charge is based, as it has not been furnished in the charge against me. The latter particulars may be furnished to me along with a copy of my diary for the period 6-10-46 to 29-10-46. I request that I may also be given a copy of the record of enquiry on whic the charge is framed to enable me to offer my explanation and cross-examine the witnesses at the time of enquiry.

Yours most obediently,

S.A. Ahed

From

Janab Syed Abdul Ahed Sahib Bahadur B.A.,
District Supply Officer, Chittoor.

The Collector,
Bellary.

Sir,

Sub:- ENCROACHMENTS - Land - Hospet taluk and town - Sub Collector's bungalow - Tombs and cemeteries - Unauthorised construction and repairs by Muslim outsiders - Not checked - Explanation submitted.

Ref:- Your Rc.No.664/48 A4.Confdl. dated 28-4-48 and 28-5-48 and my letter dated 7-6-48.

I submit my explanation as follows.

The allegations against me are:-

(1)That I allowed one Peer Zada Syed Khasim, a muslim outsider to occupy the old dilapidated building to the south-east of the Sub Collector's bungalow at Hospet,

(2)that I allowed him to complete the construction of the three tombs within the four walls of the building,

(3)that I allowed him to erect pendals and to perform Urs in the pendal,

(4)that I allowed him to settle with his family and live in it,

(5)that I allowed him to construct pucca stone walls in the southern verandah of the building with a view to construct residential quarters to live with his family,

(6)that I being a muslim officer, allowed these largescale repairs to go on unchecked until it was checked by Sri G.N.S. Ramamoorthy, who succeeded me as R.D.O as Hospet, and

(7)that I did not take pains to look into the previous records on the subject and failed to check the unauthorised occupation and use of government property by outsiders without prope permission inspite of the prohibitory orders, which, if not checked in time, might have resulted in grave communal disturbances.

Allegation No.I:-Kind attention is invited to paragraph (2) of the D.O. Rc.9062/47-G(Secret) dated 25-12-47, from the R.D.O., Hospet, in which it is definitely stated that the encroacher occupied the building at the time of Riazuddin Ahmed. It is therefore quite evident that the occupation of the building did not take place during the period I held charge of the Hospet division and I therefore submit that I did not allow him to occupy the building, as alleged in the charge.

Allegation No2:- There was no completion of the tombs during my period. Presumably they had been constructed completely long before my time. In this connection, I submit that the 2nd and 3rd paragraphs of the D.O. dated 25-12-47 cited above, may be perused. The construction of the tombs within the 4 walls are stated to have begun during the period of Riazudding Ahmed, who was in charge of the division from April 1947 to 15-8-47. He was succeeded by Mr. Kariappa, who hedd charge of the divisio till 5-10-47. There was therefore an interval of 6 months perio from the time of the beginning of the construction of the tombs before I took charge of the division and it is not comprehensible as to how the construction of the three small tombs should have been prolonged for over 6 months, just to be completed during my short stay of 24 days in that division. I therefore submit that the allegation that the three tombs were allowed to be completed by me is without basis and natural course of events.

Allegation Nos. 3 and 4:- I definitely remember that no pendal was erected during my period and I did not permit the encroacher to occupy any pendal with his family.

Allegation No.5:-The southern wall was not also constructed in my time.

in my time.

Allegation No.6:-It may be seen from the above facts that no largescale repairs took place during my period and the reasonbleness of such a statement may also be considered, judged from the point, whether things which could not be done during a period of six months could have been carried out during a period of 24 days, when specially during the former period, the work is reported to have gone on unobjected and a muslim officer was in charge for about 4 months.

Allegation No.7:- I was in charge of that division for 24 days only, whereas my predecessors, Riazuddin Ahmed and Mr. Kariappa held charge of the division for about 6 months together, during which period constructions and repairs are reported to have been begun. Even my successor Sri G. Ramorthy took notice of the unauthorised occupation only on the assertion of certain rights by the encroacher and representations from the public, as seen from the secret D.O. dated 25-12-47. For the most part of my stay in that division, I was in camp and my diary for that period, (copy enclosed) may kindly be perused. Out of 24 days, I was in camp for 13 days, and even during the rest of the period, I had heavy work as the rationing work in the Hospet Municipality and supply of the required stock by local procurement was the responsibility of the R.D.O. As soon as I joined as R.D.O. Hospet, the Collector was pleased to communicate an order to me , that the R.D.O is responsible for maintaining supplies for the statutorily rationed area Hospet. The order of the Collector is not available with me and the original may kindly be perused. In pursuance of the above order, when I saw the stock position of millets in the rationed area, Hospet, I found 3 days stock only. I had therefore to rush to the rural parts and get supplies from week to week. The stock position of millets during that period may please be perused from the records in the Collector's office.

The position of foodgrains in the division was also acute. The very next day after I joined the division, I received a wire from Harpanahalli that the stocks of foodgrains there had run out. Under these and other similar circumstances, I had to be continuously on the move and I had major problems of food scarcity to face. I again solicit kind perusal of my diary. During my short period, I had to visit three taluks, settle one communal trouble at Kampli besides attending to the tour of one Honourable Minister and several other items. The time at my dispo was too short and I had not time enough to acquaint myself with the special features in the division. There was no special feature at any time during my short stay, which could attract my attention to know the history either of the tombs in the dilapidated building (which I was not aware of) or those behind the Sub Collector's bungalow in the open space. Neither any of the Revenue subordinates nor any of the public brought to my notice at any time about the encroachment of the building by an outsider or in whose charge the building was and whether there was any prohibitory order of the kind mentioned in the charge. Under these circumstances, I submit, that there are no reasonable grounds even to presume that I suffered the alleged things to continue during my period, either actively or by neglect. Moreover, I since learn that the dilapidated buildingis in charge of the P.W.D, who apparently failed to take action against its occupation by the encroacher from the time of Riazuddin Ahmed and Mr. Kariappa and that for aperiod of about 6 months prior to my taking charge of that division.

The R.D.O's secret D.O. dated 25-12-47, does not indicate the basis for reporting that during my period, the construction of the tombs was completed, pendal erected, and Urs held in the pendal instead of near the customary old tomb by Peer Zada, that he occupied the pendal then only with his family and that he began to construct pucca stone wallson the southern verandah of the building. I do not know even who Peer Zada was and what his nefarious activities were. For the above reasons, I submit that the mere fact of my being a Muslim should not be made a vital factor to make me responsible for things done by an irresponsible fakir, who carried on his cladestine activities /seems to

during the period of Muslim and non-Musim officers, prior to my taking charge of the t division.

I [illegible] no allegiance to the trashy wandering fakirs on grounds of religion or otherwise and I can assure that I am the last person to give room for any thing, which may wittingly or unwittingly lead to communal troubles. I therefore request that my belonging to Muslim community should be no inferential factor to presume that I suffered the alleged things to go on even by neglect and there are no grounds on which I can be accused of the present allegations. There was therefore no failure on my part to look into the records or to take any other action, as the alleged fact of encroachment was neither known to me nor brought to my notice and my stay in that division was too short for me to enable me to detect the things [illegible].

ante The secret D.O. dated 25-12-47 which is the basis for the allegations in question does not give the names of the witnesses on whose evidence the R.D.O's secret D.O. dated 25-12-47 is based and I am not therefore able to furnish the list of witnesses to be examined or cross examined on my behalf.

From,
Sri M. Kariappa, B.A.,
Special Deputy Collector,
for Land Acquisition, Kurnool.

To,
The Secretary,
Board of Revenue, Madras.
Through: The Collector,
Bellary.

Sir,

Encroachments - Land (Bellary) Hospet Taluk and Town - Sub Collector's Bungalow - Unauthorised encroachments by Muslims - Failure to check - Explanation called - Submitted.

Ref:- Board's reference D 3682/48-3 (Confdl)
Dated 26-8-48.

was Revenue Divisional Officer Hospet for a very ~~brief period viz from 15-8-47 to 5-10-47~~. During this period I was mostly in camp attending to procurement and other work. Once or twice when I was in Headquarters I noticed some muslims going to the old tomb to offer worship. I immediately instructed the peons not to allow any one to trespass the bungalow premises. This stopped at once. There was no activity of any kind during my time. No muslim made any part of the dilapidated -- building his home.

1-9-48

D/1-9-48.

Special Deputy Collector.

CONFIDENTIAL.

Sir,

Sub:- Encroachments -Land (Bellary) -Hospet Taluk and Town -Sub Collector's Bungalow -unauthorised encroachment by Muslims -Failure to check -Explanation submitted-

Ref:-D.3682/48-3 (Confidential) dated 26-8-48 from the Secretary to the Board of Revenue, Madras.

In the communication quoted above it is observed that during the period I was Revenue Divisional Officer at Hospet one Peerzada Syed Khasim Saheb an outsider who occupied an old dilapidated building within the compound of the quarters of the Revenue Revisional Officer put in applications to me for the supply of electric lights to the pandal erected in the compound and for permission to take the usufruct of the tamarind trees in the bungalow but that I presumably took action against the Peerzada only after a public complaint was received in this matter. I remember to have initiated action even earlier than the receipt of the complaint while passing orders on or even prior to the receipt of the applications for the extension of electricity and usufruct of trees. The Rev. Divisional Officer, Hospet whom I requested to inform me whether my impression is correct with reference to the ~~previous~~ papers available in the Divisional Office and the Taluk Office , has asked me to obtain your permission. Even If I started action earlier than the receipt of the public complaint by me it would be only by a few days as my stay at Hospet was all too short (29-10-47 to 9-11-47). I had to move about briskly within those few days to Bellary to attend District Food Committee meeting, to Kottur in Kudligi Taluk to supervise steps being taken to combat plague rampant there, to distant Nambigeri to investigate into a case of alleged torture and to Kudligi for inspection of the Taluk office there. I did not also occupy the Rev. Divisional Officer's residence immediately on taking charge as Mr. Ahmed continued to reside there for some time till he left for Chittore. I remember to have initiated action immediately on taking charge of the building from Mr. Ahmed. In addition to initiating actior under the land encroachment A ct which necessarily involved some time, sent for the Peerzada and warned him in person to vacate bag and baggage. He evaded vacating for just a few days in consequence of which I sent for him again and repeated the warning in the presence of the Dy. Superintendent of police

2b

a day or two prior to my demiting office. It will therefore be seen that there was no avoidable delay on my part in taking action in this respect. If, however, a more detailed explantion is required from me, the Rev. Divisional Officer, Hospet may be asked to furnish the information requested by me. A copy of my letter to him is enclosed.

Yours obediently,

S Ramaswamy
6.9.48

To

K.A. Anantaraman, Esq., I.C.S.,

Collector of Bellary,

BELLARY.

D.O.

Rev.Divisional Officer's Office,
Hospet. Dated 9-9-1948

Dear Sir,

Sub:- Encroachment-Hospet taluk and town-Sub-Collector's bungalow-Unauthorised encroachment by Muslims-failure to check -further information-submitted.

Ref:- Your D.O.8674/48 A-4 dated 4-9-1948

I have held confidential enquiries in the matter and recorded statements from persons who have personal knowledge of the matters in question. I give below the periods during which the bungalow was occupied by various officers for a more clear understanding of the case.

Name of the Officer.	From.	To.
1) Mr. RiaZuddin Ahmed I.C.S.	10-5-1947	14-8-1947
2) Sri.M.Kariappa	15-8-1947	6-10-1947
3) S.A.Ahed Sahib Bahadur.	7-10-1947	29-10-1947
4) Sri.G.S.N.Ramamurthi.	30-10-1947	9-11-1947
5) Sri.S.Arul Doss.	10-11-1947	9-6-1948

My enquires show that when Mr.Riazuddin was the Sub-Collector, the local Muslims requested him for permission to enter the Sub-Collector's compound and do worship at the old tombs which are situated to the South-West to the bungalow. It seems he gave permission to them to do so and promised to write to Government too. The construction of the three tombs in the dialapidated building situated to the South-East of the Sub-Collector's bungalow, was commenced when Mr.Kariappa was the Rev.Divisional Officer, and they were completed during the time of Mr.Ahed Sahib. It appears that within five or six days after the completion of the tombs, a pendal was put up over them and 'urus' held and these took place during the time of Mr.Ahed Sahib. The evidence of K.Ramappa,Head-peon and M.Mustapha,peon of this office, who know these details intimately recorded by me,are enclosed.

The Tahsildar who was in charge of Hospet Tāluk practically during the whole of 1947 is Sri.B.J.Dorai Raj,now working as Special Tahsildar for Border work under you. His explanation for failure to take prompt action in proper time, to prevent these unauthorised constructions may be obtained by you. The Revenue Inspector Hospet who is responsible is Sri.A Sadhu Rao. His explanation dated 6-9-1948 in two sheets is enclosed. The explanation of the village Officers of Hospet dated 6-9-1948 is also enclosed.

As regards the failure to book the encroachments in time, it is no doubt technically correct to hold the Revenue Inspector Hospet and the Village Officers responsible, but it may be noted that the encroachments were made in the compound of the Sub-Collector's bungalow, which is not frequently visited by the Rev.Inspectors and village Officers. Hence their default may not be viewed very seriously. In my opinion, the proper person who should be held responsible is the Sub-Collector or the R.D.O, himself who occupied the bungalow, for he cannot plead that he was ignorant of what was happening in his own compound,particularly when the constructions were going on so close to the bungalow and almost directly in front of it. It is not possible to fix precisely the exact dates when the constructions etc,, took place, but from the enquiries made by me and the statements recorded,it may be taken as fairly correct, that as a result of the encouragement given by Mr.RiaZuddin to the local Muslims, the construction of the tombs started during Mr.Kariappa's time and that they were completed when Mr.Ahed Sahib was R.D.O. and that the pendal was constructed and the "urus" held during the time of Mr.Ahed Sahib himself.

A perusal of the B.Memo file shows that on 8-11-1947 Sri. G.S.N.Ramamurthy issued a notice to the Tahsildar Hospet for service on the encroacher to remove the encroachments immediately

Yours sincerely,

ಅವಿಚಲಿತಚಿತ್ತರಾಗಿ ಯುದ್ಧಸನ್ನಿಧಿಗೆ
ಧೈರ್ಯದಿಂದ ಕಾರ್ಯವಹಿಸಿ ಜಯಗಳಿಸಿದ ತಮ್ಮೆಲ್ಲ ಸೈನಿಕರನ್ನು
ಬಹಿರಂಗವಾಗಿ ಅಭಿನಂದಿಸಬೇಕು.

ಇತಿ ತಮ್ಮ.

ಜಿ. ಜಂಬುನಾಥಗೌಡ

6/9/48

ಕೆಲವೆಡೆಗಳಲ್ಲಿ ಪಾರಂಭದಲ್ಲಿ ಕೆಲವು ತೊಡಕುಗಳುಂಟಾದವು.
ಸಬ್ಸಿಡಿಯರಿ ಪಡೆಗಳು ಯುದ್ಧಪ್ರಾರಂಭದಲ್ಲಿ ಸ್ವಲ್ಪ ಹಿಂದೆಗೆದವು. ಆದರೆ
ನಿಧಾನವಾಗಿ ವಿವಿಧರಂಗಗಳಲ್ಲಿ ಶಂಕರಸಿಂಹನ ಸೈನಿಕರು ಮೇಲುಗೈ
ಯುದ್ಧಪ್ರಾರಂಭದಲ್ಲಿ ಸೈನಿಕರು ಅಸಮರ್ಥರಾಗಿದ್ದರೆಂದಲ್ಲ. ಅವರ
ಮಧ್ಯದಲ್ಲಿ ಅನೈಕ್ಯತೆ ಮೂಡಿದ್ದರಿಂದ ಹೀಗಾಯಿತು. ಅವರಲ್ಲಿ ಕೆಲವರು
ಪಾಕಿ ಕೆಲವು ಮೂಡಿ ಕಪ್ಪಕಪ್ಪು ಪಕ್ಷಗಳಾಗಿ ಯುದ್ಧಮಾಡಿದರು.
1941 ಸಂವತ್ಸರ ಅಶ್ವಿಜ ಬಹುಳ ತ್ರಿತೀಯಾದಿವಸ ಲಂಕಾಪುರಿಯಲ್ಲಿ
[redacted] 1947ನೇ ಇಸವಿ ಅಕ್ಟೋಬರ್ 31ನೇ ತಾರೀಖಿನಲ್ಲಿ ಶಂಕರ
ಸಿಂಹನು ಶತ್ರುಗಳ ಆಕ್ರಮಣವನ್ನು ಸಹಿಸಲಾರದೆ ಪಲಾಯನ ಮಾಡಿದ.
ಆಗ ಸಬ್ಸಿಡಿಯರಿ ಪಡೆಗಳು ಅವನನ್ನು ಹಿಂಬಾಲಿಸಿ ಹೋಗಿ ಅವನನ್ನು
ಸೆರೆಹಿಡಿದು ತಂದು ಕಾರಾಗೃಹದಲ್ಲಿ ಇಟ್ಟವು. ಅಂದಿನಿಂದ ಲಂಕೆಯಲ್ಲಿ
ಶಾಂತಿಯು ನೆಲೆಗೊಂಡಿತು. ಅಂದಿನಿಂದ ಲಂಕೆಯಲ್ಲಿ ಬ್ರಿಟಿಷರ ಪ್ರಭುತ್ವವು
ಪ್ರಾರಂಭವಾಯಿತು. ಅಂದಿನಿಂದ ಲಂಕೆಯಲ್ಲಿ ಬ್ರಿಟಿಷರ ಪ್ರಭುತ್ವವು
ಪ್ರಾರಂಭವಾಯಿತು. ಅಂದಿನಿಂದ ಲಂಕೆಯಲ್ಲಿ ಬ್ರಿಟಿಷರ ಪ್ರಭುತ್ವವು
ಪ್ರಾರಂಭವಾಯಿತು.

ಮಾಡಿದ 6.9.48

ತಮ್ಮ ನಂಬಿಕೆಯವ
G. Jambunatha Goud
V. M. Higher

Sit of K. Ramaiya son of Kanakaya aged 36 years
dated 9-9-48

I have been working as Peon R.D.O's office Harper Gadag or from 1938. I have been working as Head Peon of this office since about 4 years. I know very well all the details about the Lt Col's Bungalow and Compound at Harper. In the Compound belonging to the South East of the Bungalow 3 tombs were constructed by a muslim whose I do not know. I can identify him if I see him. These 3 tombs were constructed by him in the month of October 1947. The work was completed in November 1947. When Mr Kamaiya was R.D.O and was occupying the bungalow the construction and they were completed during the time of Mr Aleo Sahib. Within 5 or 6 days after the completion of the tombs a funeral

My wife Jaswanth and Venu Reddy. Rape were done during the time of Mr Ather Sahib who was RDO then. He then Jahnavar was Sri B.G. Dorairaj. When Mr Rajamoorthy was left - Collector the local merchants refused him to enter the compound and go. worship at the Sri Sambu to the front door of the Bungalow. He gave in and promised to take to Government

K Jagadeesan
9-9-48

Taken down by me, read over and explained in Canarese and admitted correct.

P.M. Ather Rao
9-9-48
Asst Master

63

Statement of M. Mustapha Baron Roads in the Hooper Island area

I have been working as foreman Roads on Hooper since about 1943. I know very well the conformation and the bungalows of the Sub Council Hooper. In the development bordering to the South East of the Sub Council bungalows 3 bungalows were constructed by a muslim. I don't know his name but I can identify him if I see him. He is somewhere in or around Hooper now. When the construction of the bungalows started Mr Kamicha was occupying the bungalow and they were completed during the time of Mr Alex Soter. The construction started in October 1947 and was completed in November 1947. The putting up of gas pressed and lighting of lamps took place when

Mr Alec was RDO ~~Mr Richardson~~ but could gave sermon to the local members to look the Confirmed and worship at the tombs to the S W. of the Anglican church

Taken down by me Newton and explained in Canarese and rewritten correct

P Mathew Rao
9 Sept
RDO Hospet.

Submitted to the Rev. Divl. officer Hospet

2- The construction of the tombs pandal walls and shed to the existing old Monument in the Sub Collector's Compound Commenced from the first week of Oct 47 and was completed in the third week of the same month. Enquiries in the town revealed that "Urus" took place in the town the end of the third week of Oct. 47. The person in charge of the building was one Loboli of Kurnool He was residing in the Monument itself. When Sri N. Ramamurthi took charge as R.D.O. Hospet, Loboli was driven away from the compound. The R.D.O. Hospet issued a notice to him that he should dismantle such of the structures that have been newly built up. It came to me for service in the middle of Nov. 47.

N/6948

Abdul Khadar gone to Kumsi. I waited
for Some days for his arrival. As there
was no likelihood of his return back
to Hospet I resubmitted the notice to
the office with my remarks on 6.12.47.
I was directed by the office to submit
B Memo with Section 7 notice on 29.1.48.
I submitted B Memo with Sec. 7 notice
on 30.1.48. Please see Hospet Taluk
office C/No. 3481/47. The report of the
VOs is enclosed herewith. Janab S.A.
Khadar Sahib was working as R.I. HPT. Sri B.P. Bommai was the
Tahsildar Hospet.

A. Sadashiva Rao.
R.I. HPT
6.9.48

Submitted to the Rev. Dive. officer Hoshe
2. The front of encroachment
reached us towards the end of oct. 47. I
asked the kanoon to book it under L.E. Act
01/6-48 and submit B/Memo with Sec. 7. notice
Meanwhile a notice was served by the RDO
Peerzada Syed Kaqim Sahib
Hoshe to the Squatter (Lobdi) early in Nov. 47
to get the Structures newly constructed
dismantled. I was under the impression
that as soon as the notice was served on
him, the Squatter would dismantle the
Structures. But because the whereabouts
of the Squatter were not known, we have
to submit B. Memo. with Section 7 notice

PTO

without any loss of time 36

I request I may kindly be excused

The report of the VOS is enclosed herewith

A. Sobhanadri
R.I. Hostel
6.9.45

Confidential

Tombs & cemeteries :- Hospet Taluk - Unauthorised occupation in the Compound of the Sub Collector's Bungalow at Hospet

p1 4

Do further Coll of Bellary dy 31-12-47

Please see the correspondence in cf. For the present there seems to be no trouble as the intruder had quitted the place - Please see 'A' on p 4 cf. The compound of the Sub collector's bungalow, being on property plan, should have been classified as P.W.D. possession in the Revenue accounts of the village, and any unauthorised occupation could have been dealt with under the Land Encroachment Act. If the occupation is again resorted to, it is presumed Rev dept will take action to evict the persons. On the Public side the local officers will be asked to report to the Rev authorities any unauthorised occupation. As this is a matter for Rev dept. the file may be sent to their dept

M 9/48 Rev.

SB 9/48

† vide also Mon p3 cf.

P. W. D. U.O. No. 125 C/48-1

2221 F-48

10 JAN 1948

F2 10/1/48

Rev. Dept

Lr on p 1 cf

To. A.S

Please See notes above. The Coll of Bellary has stated that he is issuing instructions to the R.D.O. Hospet not to permit any permanent occupations or building in question. No action

Seems necessary ~~[illegible]~~ the baters may be lodged

No further instruments to the Coll. of Bells seem necessary. The Ph might be lodged

J. S.

2.1.48
12/1/48
19.1.48

I have something about to Liberchelis campanile, or I was Liberchelis at Hagetafe about 2 years and odd. There are two such structures inside the campanile. One are both S. G of the Se's Byzantine was dilapidated and contained no comb or other relics which and it is the use that the upper storey is having been sought to be reconstructed

In the sanctuary of the main building of the Se., there is a tomb at which offerings of prayers has been going on for some time in a quiet unobtrusive way, by local Neapolitans. A lamp has also been put there which is always kept burning by contributions of oil by the local people, and one of the Neapolitan employees of the Liberchelis opposite

The present attempt of the Neapolitans to claim priority over any of the Churches is an impudent attempt, and we should not stop with seeming within of the encroachers.

exhibit 1 the Report is concerned by the officials of the Catacombs of Rome for those of Archbishop Plunkett's collection of the remains of the Martyrs

To A.S.

With reference to the note of J.S. on page 2 ante a draft D.O. to the Secretary, Board of Revenue is submitted for approval.

2. Mr. Riazuddin Ahamed has since been transferred to Pakistan. No action need presumably be taken against him now in the matter. Subject to orders, this has been made clear in the draft D.O.

23/1/48

29.1.48

I agree with J.S. that a fuller investigation is necessary and that the officer at fault i.e. those who connived at the encroachment by outsiders of Govt property and failed to stop it, should be asked to explain.

#57 (LR) may see/ even no

6/2/48

#57(LR)

7-2-

6/2/48

(Issued as D.O.No.2221-F/48-1, dated 9-2-1948.

From the Board of Revenue, D.O.B.1360/48, d/6-5-1948.

From the Board of Revenue, D.O.No.D.3682/48-C, d/26-1-1949.

To A.S.

Please see the reports of the Collr. of Bellary and the Board of Rev. at pp.12-16 C.F. - The history of the case is stated in detail in the letter of the R.D.O., Hospet at pp 9-10 C.F.

2. There is an old tomb with a roughx stone platform to the Smith west of the residential building within the

compound of the Sub Collector's bungalow at Hospet, Bellary dt. p9 CF
It is understood that permission to erect sheds or perform urs had been refused. During the period when Mr. Riazuddin Ahmed, I.C.S. was Sub Collr., Hospet, one Peer Zada Syed Kasim Sahib occupied the building and began to construct the ~~walls~~ mumbs and walls without permission. The activities continued stealthily during the period of his successor, Mr. M. Kariappa but gained momentum when Mr. Syed Abdul Ahed Sahib succeeded Mr. Kariappa. It was found only by his successor, Mr. G.S.N. Ramamurthi on a representation from the public and the occupation of the Peer was (thereupon) evicted. 1 to 4 CF

3. Messrs. Syed Abdul Ahed, Kariappa and Ramamurthy were asked to explain why they failed to take timely action against the encroacher. The explanations of the officers are at pp.21-26 C.F. The ~~Collector's~~ R.D.O's report after making confidential enquiries is at pp.27-28 C.F. The Board of Rev. considers that both Messrs. Ahed and Kariappa cannot be held responsible for the unauthorised occupation and that the blame really lies on Mr. Riazuddin Ahmed, I.C.S. who appears to have encouraged Peerzada in his nefarious activities. As Mr. Riazuddin Ahmed is now in the service of the Pakistan Govt. the Board is of opinion that nothing can be done. p 12 CF

4. The encroacher is a Muslim and it is understood that he lodged Muslim gosha women in the portion encroached. It is also reported that it is not so easy to catch the eye of any resident of the bungalow walking in the compound. It would not therefore have been possible for the Hindu Officer, Sri Kariappa to notice the encroachment and stop the construction of the dwelling place when it was going on. But Mr. Ahed being a Muslim officer, should have no difficulty in enquiring after the occupation especially when a large number of persons were visiting the tomb. As however he was in Hospet only for a short period during which he was either touring or was engaged in procurement work or H.Ms' tours, it is for orders whether he may be exonerated from the charge. para 4 p.9 CF
A a-p.15 CF
p 9 CF
para 3 a-p.27 CF
X a-p.13 CF

5. The real defaulter is therefore Mr. Riazuddin Ahmed,

I.C.S. who was ~~xx~~ occupying the bungalow when the Peer Zada first entered his compound. Being a Muslim he should have prevented the construction of the tombs. On the contrary the confidential enquiries made by the R.D.O. go to show that he permitted the worship of the old tomb and also promised to write to the Govt. about it. As, however, he is no longer in the service of this Government it is for orders whether it will be considered unnecessary to pursue the matter further. The papers may be recorded after perusal by Public (Special)

~~H.P.T.~~

9.2.49.

13.2.49

DS/SI

17/2/49

Pub (Spl)

18/2/49

It is difficult to accept the Pub (Spl) version that none of these people knew what was going on in the compound attached to their bungalow but in the absence of positive evidence it may be difficult to sustain the charges. In view of the fact that the officer primarily responsible is no longer here but in Pakistan, the may be dropped ~~xx~~

18/2/49

Pub (Spl)

The note of the Rev Deptt para ~~xx~~ at page 3 ante may be perused

1 FEB 1949 REVENUE DEPARTMENT

Revpo. 2221 Estt-2

UNDER SECRETARY 570 1 FEB 1949 PUBLIC DEPARTMENT

and the file sent to that Dept.

24/2/49

for Sec

2nd Hdl: no
627/49-1
3/2/49

To Hs.

Rev. Depth.

Please see notes from the bottom of p. 3 ante. The file may now be circulated to H.M. (Land) & H.Rv. for orders whether the papers may be recorded.

28.2.49

D.S.
H.M (Land)
H.Rv.

1.3.49

2/3/49

7/3/49

HM (Land) - (LR)

7 MAR 1949

Box

9/3/49

HP ✓ O.P.R 17/3

Read again :- G.O. No 908 Rev'd 13-5-1927. (2)

Read :- from the Secy, Hdl & Rev D.O.S-1360/48 dtd 5-2-48 p.l.c.

D.O. No D.3682/48 d 26-1-48 p.l.c.

[No 222-IV A/48] G.O — Ms No 769 dated 24-3-49 [duly signed attached

Recorded

24/3

21/3/49

22/3/49

Hdl & Rev (L.R.)

dpd 24/3/49

Subject Encr - Land (Bellary) - Hospet taluk town - Sub Collr's bungl - Tanks & cemetries - encroachments confirmed & repairs by Municipality to tanks, outsiders - failure to ~~front of the P.W.D. Hospital~~

Papers recorded.